

1 BILL NO. ~~X-80~~ R-85-07-13

2 RESOLUTION NO. R- 93-85

3 A RESOLUTION of the Common Council
4 of the City of Fort Wayne, Indiana
5 setting forth the policy of the City
6 of Fort Wayne, Indiana in regard to
7 the annexation of the Hack/Stewart area.

8 WHEREAS, the annexation of territory to the City of
9 Fort Wayne is a legislative function; and

10 WHEREAS, the Common Council of the City of Fort Wayne
11 is called upon in the preparation of the City budget to provide
12 for the furnishing of municipal services to the entire City,
13 including newly annexed areas; and,

14 WHEREAS, the Common Council desires that newly annexed
15 areas received the full measure of municipal services; and,

16 WHEREAS, the Common Council of the City of Fort Wayne
17 has before it an Ordinance for the annexation of the Hack/Stew-
18 art Annexation Area, more specifically described as follows,
19 to-wit:

20 A parcel of land located in the Northwest One-Quarter
21 of Section 28, Township 31 North, Range 12 East, Allen
22 County, Indiana and more particularly described as
23 follows, to wit: COMMENCING at the Northeast corner of
24 the Northwest One-Quarter of Section 28, Township 31
25 North, Range 12 East; thence south along the East line
26 of said Northwest One-Quarter a distance of 29.94 feet
27 to the point of BEGINNING. BEGINNING at the above
28 described point; thence South along the East line of
29 said Northwest One-Quarter a distance of 431.19 feet to
30 an iron pin; thence Westerly by a deflection right of
31 89-degrees 50-minutes a distance of 392.88 feet to
32 an iron pin; thence Northerly by a deflection right of
33 91-degrees 43-minutes 56-seconds a distance of 302.89
feet to an iron pin; thence continuing Northerly by a
deflection right of 14-degrees 12-minutes 20-seconds a
distance of 126.75 feet to an iron pin on the existing
South right-of-way line of California Road; thence
Easterly by a deflection right of 72-degrees 59-minutes
21-seconds along said South right-of-way line a
distance of 350.00 feet to the East line of said
Northwest One-Quarter and the point of BEGINNING.
EXCEPTING therefrom the following described parcel of
land as recorded in the Office of the Recorder, Allen
County, Indiana as Document Number 73-4226: A part of
the Northeast Quarter of the Northwest Quarter of
Section 28, Township 31 North, Range 12 East, Allen
County, Indiana, described as follows: Beginning at
the Intersection of the East line of said Quarter-Quar-
ter section and the south boundary of California Road

29.94 feet Southerly of the Northeast corner of said Quarter-Quarter section; thence Southerly 7.03 feet along said East line; thence North 83-degrees 57-minutes 32-seconds West 55.67 feet to said South boundary; thence Easterly 55.14 feet along said South boundary to the point of Beginning and containing 0.004 acres, more or less. The herein described parcel contains 3.75 acres of land, more or less, and is subject to any easements of record.

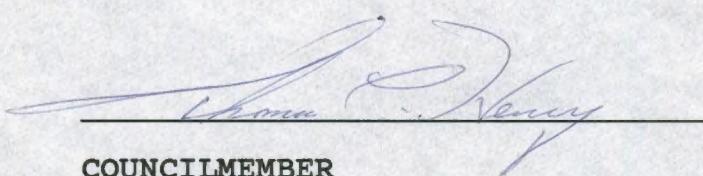
NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That in the case of the Hack/Stewart Annexation, it is the policy of the City of Fort Wayne to follow the provisions of Section 1.1 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended, with regards to the provision of non-capital and capital services to the annexation area.

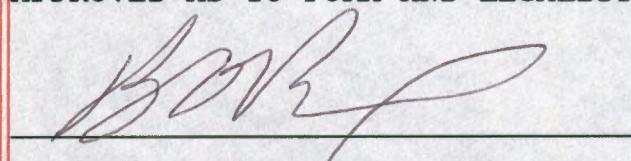
SECTION 2. That it is the policy of the City of Fort Wayne to follow the annexation fiscal plan for said described territory, as prepared by the Division of Community Development and Planning, which is attached hereto and incorporated herein.

SECTION 3. That said plan sets forth cost estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services, delineates the non-capital improvement services to be provided within one (1) year of annexation, the capital improvement services to be provided within three (3) years of annexation, and the plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.

1 SECTION 4. That said plan is hereby approved and
2 adopted by the Common Council of the City of Fort Wayne,
3 Indiana and shall be in full force and effect upon the effect-
4 ive date of the Hack/Stewart Annexation Ordinance.

5 
6
7 COUNCILMEMBER

8
9 APPROVED AS TO FORM AND LEGALITY

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12 BRUCE O. BOXBERGER, CITY ATTORNEY

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Fort Wayne Bond
City of Fort Wayne

Read the first time in full and on motion by Henry, seconded by Redd, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on 19, the 19 day of July, at 10:00 o'clock A.M., E.S.T.

DATE: 7-9-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Redd, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>—</u>	<u>—</u>	<u>1</u>	<u>—</u>
<u>BRADBURY</u>	<u>✓</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>BURNS</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>EISBART</u>	<u>✓</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>GiaQUINTA</u>	<u>✓</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>HENRY</u>	<u>✓</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>REDD</u>	<u>✓</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>SCHMIDT</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>✓</u>	<u>—</u>
<u>STIER</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>TALARICO</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

DATE: 7-23-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. 7-93-85
on the 23rd day of July, 1985.

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of July, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of July, 1985, at the hour of 4:00 o'clock P.M., E.S.T.

WIN MOSES, JR., MAYOR

Admn. Appr. _____

DIGEST SHEET

Q-85-07-13

TITLE OF ORDINANCE Resolution setting forth City policy for the voluntary annexation of the Hack/Stewart Area.
DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Resolution sets forth City policy for annexing Hack/Stewart and for providing services to the area.

EFFECT OF PASSAGE The City is more assured of being in compliance with Indiana annexation law upon the annexation of Hack/Stewart.

EFFECT OF NON-PASSAGE The City is less likely to be in compliance with Indiana annexation law.
MONEY INVOLVED (Direct Cost, Expenditures, Savings) _____

To be explained by the fiscal plan to be prepared for the Hack/Stewart Area.

ASSIGNED TO COMMITTEE (J.N.) _____

BILL NO. R-85-07-13

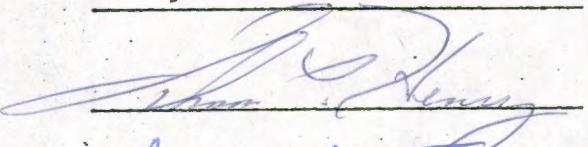
REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS
REFERRED AN (ORDINANCE) (RESOLUTION) of the Common Council of the
City of Fort Wayne, Indiana setting forth the policy of the City
of Fort Wayne, Indiana in regard to the annexation of the
Hack/Stewart area

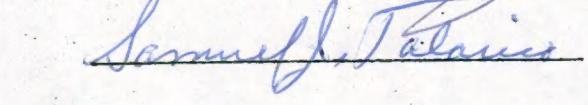
HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(RESOLUTION)

YES

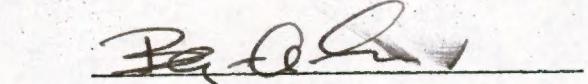
NO


JANET G. BRADBURY
CHAIRWOMAN


THOMAS C. HENRY
VICE CHAIRMAN


SAMUEL J. TALARICO


PAUL M. BURNS


BEN A. EISBART

CONCURRED IN

7-23-80

SANDRA E. KENNEDY
CITY CLERK